IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
FARAD CONTINUNATION SHEET

CIVIL APPLICATION NO.5575 OF 2007
IN
FIRST APPEAL NO.240 OF 2007

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Office Notes,Office memorandum of Coram, appearances,Court's orders or directions & Registrar's orders.	**Court's or Judge's orders**

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Ms Manisha Shekhar i/b M/s.J.Shekhar & Co. for the Appellant
Mr.Dilip Mandavia for Respondent Nos.1 2
Mr.S.V.Sonawane for Respondent No.4

CORAM: A.S.OKA, J.
DATE : NOVEMBER 20,2007.

P.C.:

1. The Applicant/Appellant has deposited the compensation amount of Rs.74,760/-. The original Applicants i.e. Respondent Nos.1 and 2 in the Appeal cannot be permitted to withdraw the amount unconditionally and they will have to furnish security. Hence, Application is disposed of by passing the following order:

i) Respondent Nos.1 and 2 in the First Appeal i.e. the original applicants are permitted to withdraw the amount deposited by the Appellant subject to furnishing adequate security for the said amount to the satisfaction of the learned Commissioner of the Workmen's

Compensation. The Appellant will be heard by the learned Commissioner before accepting the security.

ii) If the Respondent Nos.1 and 2 are unable to furnish security within a period of four months from today, the amount deposited by the Appellant will be invested in a fixed deposit in any nationalised bank and the fixed deposit shall be renewed from time to time till the disposal of the Appeal.

iii) It is made clear that notwithstanding the pendency of this appeal, the Respondent Nos.1 and 2 in the Appeal can proceed against the original opponents Nos.1 and 3 in the claim application on the basis of the impugned order.

JUDGE